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REMARKS

Claims 58-59, and 66-87 were previously presented. Claims 1-57 and 60-65 were previously canceled. New claim 88 is added. Accordingly, claims 58-59, and 66-88 are pending examination.

Rejection of Claim 58 Under 35 USC §103

Claim 58 are rejected under 35 USC §103 as being unpatentable over U.S. Patent No. 4,053,687 (Coibion) in view of U.S. Patent No. 6,399,242 (Kitoh).

The most recent Office Action cites the third group of prior art references against these claims. Additionally, these claims have gone to appeals twice and prosecution has been re-opened twice.

The modification proposed in the Office Action does not result in the pending claims. The modification proposed in the Office Action is stated as follows:

Therefore it would have been obvious to ...modify the tabs of Teramoto with the connecting tab locations taught by Kitoh...

Because there is no Teramoto being cited against these claims, the Applicant believes that the Office Action intended to cite Coibion rather than Teramoto. Accordingly, it appears that the modification should read as follows:

Therefore it would have been obvious to ...modify the tabs of Coibion with the connecting tab locations taught by Kitoh...

However, this modification does not result in the claims.

For instance, the claims recite a second opening in the case. However, Coibion does not teach a case with a second opening. Further, modifying "the tabs of Coibion" does not result in a case with a second opening. As a result, the proposed modification does not yield the claimed subject matter.

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Rejection of claims 59 and 66-88 under 35 USC §103

Each of claims 59 and 66-88 depends directly or indirectly from independent claim 58. Since claim 58 is believed to be in condition for allowance, claims 59 and 66-88 are also believed to be in condition for allowance.

Double Patenting

The Applicant reserves the right to present a Terminal Disclaimer in the event that the claims are allowed.

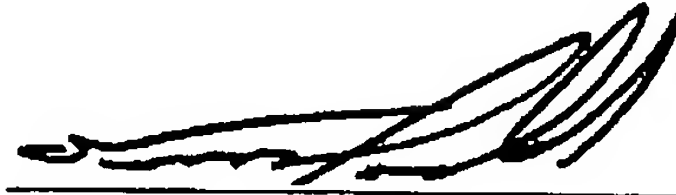
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CONCLUSION

The Examiner is encouraged to telephone or e-mail the undersigned with any questions.



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